



RECEIVED 20 MAR 2006 PCT #

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Holger WINKLER et al.

Serial No.: 10/518,058

Group Art Unit: 1773

Filed: December 16, 2004

Examiner: KILIMAN, Leszek B.

For: COMPOSITE MATERIAL CONTAINING A CORE-COVERING PARTICLE

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

- ☐ Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:
- ☐ within three months of the filing date of a national application other than a CPA under § 1.53(d);
 - ☐ within three months of the actual filing date of the national phase of a PCT application; OR
 - ☐ before the mailing of a first substantive office action (including after filing of an RCE).
- ☒ Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods specified in 37 C.F.R. § 1.97(b), but before the mailing date of:
- a final rejection under 37 C.F.R. 1.113;
 - termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR
 - a notice of allowance under 37 C.F.R. § 1.311; and

03/21/2005 SZEUDIEK 03222312 10310058
01 FC:1005

100.63 00

is accompanied by:

- ☐ the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
- ☒ a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).

☐ Under 37 C.F.R. § 1.97(d), this information disclosure statement is filed after the mailing date of the following actions which have not been withdrawn:

- ☐ a final action under 37 C.F.R. § 1.113;
- ☐ termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);
- ☐ OR a notice of allowance under 37 C.F.R. § 1.311;

AND is filed on or before payment of the issue fee; AND is accompanied by:

the statement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of \$180.00 under 37 C.F.R. § 1.17(p).

Statements Under 37 C.F.R. 1.97(e)

- ☐ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.

Cited Materials

- ☐ Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 120) ancestor application Serial No. _____, on Form 892 by the Examiner and/or Form 1449 by the applicant; see 37 C.F.R. § 1.98(d).
- ☐ Copies of materials listed but not attached were cited in an international search report dated _____.
- ☐ Not required by 37 CFR § 1.98.
- ☒ Copies of the materials listed are attached (except for the foregoing).

Non-English Language References

☐ An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).

☐ A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:

X = document of particular relevance when it is taken alone

Y = document of particular relevance when it is combined with another such document

A = document defining the general state of the art

O = non-written disclosure

P = intercalated document

T = document cited to understand the theory or principle underlying the invention

E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date

D = cited in the application

L = cited for another reason

& = publication of member of same patent family

☐ Translation of other relevant information on foreign search report

[insert necessary translation here]

Other Information

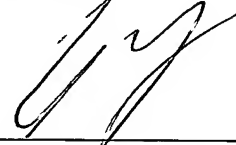
Payment of Fees Due (If Any):

☒ A check for \$180.00 covering the fee identified above is attached.

☐ Please charge to Deposit Account No. 13-3402 \$_____ for the fee identified above.

☒ The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,



Csaba Henter, Reg. No. 50,908
Attorney for Applicants

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza 1
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

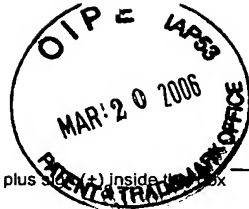
Attorney Docket No.: MERCK-2956

Date: March 20, 2006

CH:at

K:\Merck\2000 - 2999\2956\Information Disclosure Statement feb 06.doc

Please type a plus sign (+) inside the box



PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/518,058
Filing Date	December 16, 2004
First Named Inventor	Holger WINKLER et al.
Group Art Unit	1773
Examiner Name	KILIMAN, Leszek B.
Attorney Docket Number	MERCK-2956

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
	1	6276214		Kimura Toyooki et al.	08-21-2001
	2	5618872		Ludwig et al.	04-08-1997
	3	5932309		Smith et al.	08-03-1999
	4	6254831		Barnard et al.	07-03-2001
	5	6303055		Yamada et al.	10-16-2001
	6	6780647		Fujiwara et al.	08-24-2004
	7	5273824		Hoshino et al.	12-28-1993
	8	6751022		Phillips, Roger W.	06-2004
	9	6841238		Argoitia et al.	01-2005
	10	4,703,020		NAKANO, ET AL.	10-27-1987
	11	2003/0116062		ANSELMANN, ET AL.	06-26-2003
	12	2001/019037		ZAKHIDOV et al.	09-06-2001
	13	3,258,349		SCOTT, G.	06-28-1966
	14	5,344,489		Matijevic et al.	09-06-1994
	15	5,846,310		Noguchi et al.	12-08-1998
	16	6,881,787		Weier et al.	04-19-2005
	17	4,911,903		Unger et al.	03-27-1990
	18	6,875,808		Weier et al.	04-05-2005
	19	4391928			07-05-1983
	20	5756211		Ittmann et al.	05-1998
	21	6689832		Rostami, Shamsedean	02-2004
	22	4,608,307		NAKANO et al.	08/26/1986
	23	3,497,367		GASKIN et al.	02/24/1970
	24	3,138,475		SCHRÖDER et al.	06/23/1964
	25	2005/0145037		Holger WINKLER et al.	7/7/2005
	26	2005/0142343		Holger WINKLER et al.	6/30/2005
	27	2004/0253443		Ralf ANSELMANN et al.	12/16/2004
	28	6,818,051		Thomas Albrecht et al.	11/16/2004
	29	2005-0228072		Holger WINKLER et al.	10/13/2005
	30	10/529,793		Holger WINKLER et al.	3/30/2005
	31	2006/0002875		Holger WINKLER et al.	1/5/2006
	32	60/253,932		Guoyi FU et al.	11/30/2000
	33	6,863,847		Guoyi FU et al.	03/08/2005
	34	2004/0262790		Guoyi FU et al.	9/6/2005
	35	6,756,115		Guoyi FU et al.	6/29/2004
	36	60/211,464		Guoyi FU et al.	06/15/2000

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

2

Q

3

Complete if Known

Application Number

10/518,058

Filing Date

December 16, 2004

First Named Inventor

Holger WINKLER et al.

Group Art Unit

1773

Examiner Name

KILIMAN, Leszek B.

Attorney Docket Number

MERCK-2956

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner
Signature

Date
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

